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CASE NO.:

**NOTICE TO FEDERAL COURT OF  
REMOVAL OF CIVIL ACTION FROM  
STATE COURT**

**HOLLAND & HART LLP**  
9555 Hillwood Drive, Second Floor  
Las Vegas, NV 89134  
Phone: (702) 669-4650

Plaintiffs,

v.

PRESIDENTIAL LIMOUSINE,  
PRESIDENTIAL LIMOUSINE, a Nevada  
corporation, and PRESIDENTIAL  
LIMOUSINE CONCIERGE SERVICE,  
INC., and BRENT J. BELL,

Defendants.

Defendants PRESIDENTIAL LIMOUSINE, PRESIDENTIAL LIMOUSINE, a Nevada corporation, PRESIDENTIAL LIMOUSINE CONCIERGE SERVICE, INC. and BRENT BELL (hereinafter collectively referred to as the “Defendants”) hereby give notice that the above action is removed from the Eighth Judicial District Court, State of Nevada, Clark County, in which Court said cause is now pending, to the United States District Court for the District of Nevada. In support thereof, Defendants state as follows:

1. On April 22, 2015, an action was commenced against Defendants, Case No.: A-15-717388-C, Dept. XXV, in the Eighth Judicial District Court, in the County of Clark, State of Nevada.

1       2.     A copy of the Complaint is attached hereto as **Exhibit "A"**.

2       3.     On May 21, 2015, the Summons and Complaint were served on Defendants. A  
3 copy of the Summons are attached hereto as **Exhibit "B"**.

4       4.     Exhibits A and B constitute all process, pleadings, and orders served upon  
5 Defendants or filed in this action to date.

6       5.     The Complaint alleges three (3) causes of action: (1) violation of Article 15, Section  
7 16, of the Nevada Constitution; (2) violation of the Fair Labor Standards Act, 29 U.S.C. §§ 206 and  
8 207 and 29 C.F.R. § 531.35; and (3) violation of Nevada Revised Statutes § 608.020 or § 608.030,  
9 pursuant to Nevada Revised Statutes § 608.040.

10      6.     This Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331 and 1441.

11      7.     Upon information and belief, Plaintiff WILLIE THURMOND ("Thurmond") is a  
12 Nevada resident. *See Exhibit A at ¶1.*

13      8.     Upon information and belief, Plaintiff DAVID THOMAS ("Thomas") is a Nevada  
14 resident. *See Exhibit A at ¶2.*

15      9.     Defendant PRESIDENTIAL LIMOUSINE, is a corporation alleged to be duly  
16 organized and existing under the laws of Nevada with its principal place of business in Nevada  
17 ("PL"). *See Exhibit A at ¶3.*

18      10.    Defendant PRESIDENTIAL LIMOUSINE, a Nevada corporation, is a corporation  
19 duly organized and existing under the laws of Nevada with its principal place of business in Nevada  
20 ("PLC"). *See Exhibit A at ¶4.*

21      11.    (It appears that Plaintiffs have alleged that PL and PLC are two separate  
22 corporations when they are, in fact, one and the same. However, this is not relevant for the purposes  
23 of removal.)

24      12.    Defendant PRESIDENTIAL LIMOUSINE CONCIERGE SERVICE, INC., is a  
25 corporation duly organized and existing under the laws of Nevada with its principal place of  
26 business in Nevada ("PLCS"). *See Exhibit A at ¶5.*

27      13.    Defendant BRENT J. BELL is alleged to be, at all times relevant herein, an officer

for Defendants PL, PLC, and PLCS. See Exhibit A at ¶ 6.

14. There are no other named defendants to join herein or who are required to consent to this removal. *See generally*, Exhibit A.

15. The Complaint alleges damages for the named Plaintiffs Thurmond and Thomas, and for similarly situated putative plaintiff class members in an amount equal to unpaid minimum wages and overtime compensation, “kick back” payments, liquidated damages, up to thirty (30) days waiting time penalties, plus interest, costs, and attorneys’ fees. *See Exhibit A at ¶¶ 33-34, 38, 43.* In addition, the Complaint seeks all other relief available under the Nevada Constitution, allegedly including injunctive and equitable relief. *Id.* at ¶ 33-34.

16. This Notice of Removal is timely filed “within thirty days after the receipt by the defendant, through service or otherwise, of a copy of a pleading, motion, order or other paper from which it may first be ascertained that the case is one which is or has become removable . . . .” 28 U.S.C. § 1446(b). Defendants were served with the Complaint on May 21, 2015. *See* Exhibit B.

17. Additionally, removal is timely because it was removed less than one year after the case was commenced in the state court, in accordance with 28 U.S.C. § 1446(c)(1).

18.       Venue is proper in this Court pursuant to 28 U.S.C. §§ 1441(a) and 1446(a) because the United States District Court for the District of Nevada is the federal judicial district embracing the Eighth Judicial District Court of the State of Nevada where the state court action was originally filed.

WHEREFORE, Defendants give Notice of Removal of this cause from the Eighth Judicial District Court, State of Nevada, Clark County, to this Court.

DATED this 5 day of June, 2015.

Anthony L. Hall, Esq.  
R. Calder Huntington, Esq.  
HOLLAND & HART LLP  
9555 Hillwood Drive, 2nd Floor  
Las Vegas, Nevada 89134  
*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 5<sup>th</sup> day of June, 2015, I served a true and correct copy of the foregoing **NOTICE TO FEDERAL COURT OF REMOVAL OF CIVIL ACTION FROM STATE COURT** addressed as follows:

Leon Greenberg, Esq.  
Dana Sniegocki, Esq.  
LEON GREENBERG PROFESSIONAL CORPORATION  
2965 South Jones Blvd., Suite E3  
Las Vegas, Nevada 89146

and

Richard Segerblom, Esq.  
Law Office of Richard Segerblom, Ltd.  
700 S. 3rd Street  
Las Vegas, Nevada 89101

*Attorneys for Plaintiffs*

**BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Las Vegas, Nevada, in the ordinary course of business.

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**BY ELECTRONIC SERVICE:** I served a true copy, with all exhibits, electronically on designated recipients via electronic transmission of said document(s) as provided under Federal Rules of Civil Procedure.

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**PERSONAL SERVICE:** I served by hand delivery a true and correct copy of

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An Employee of HOLLAND & HART LLP